

PTO/SB/21 (09-04)

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**TRANSMITTAL  
FORM**

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Total Number of Pages in This Submission

5

Application Number	10/696,617
Filing Date	10/29/2003
First Named Inventor	Edward LOPATINSKY
Art Unit	3753
Examiner Name	Teresa J. Walberg
Attorney Docket Number	ARS-129

**ENCLOSURES (Check all that apply)**

- |  |  |   |
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| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input checked="" type="checkbox"/> Amendment/Reply<br><input checked="" type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Reply to Missing Parts/<br>Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts<br>under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a<br>Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br>Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><input type="checkbox"/> Appeal Communication to Board<br>of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC<br>(Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input type="checkbox"/> Other Enclosure(s) (please identify<br>below): |
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Remarks

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	ROTYS Inc.		
Signature			
Printed name	EDWARD LOPATINSKY		
Date	09/15/2005	Reg. No.	

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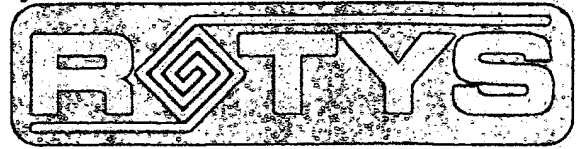
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September 15, 2005

Re: Final Office Action dated September 07, 2005; US Patent Application 10/696,617 filed 10/29/2003, Examiner: Walberg, Teresa J., Art Unit 3753.

The following is our reply to the Final Office Action dated 09/07/2005.

We appreciate you for all yours arguments and agree with them. We would like to apologize for an inaccuracy in our claims listing (Claims 11 - 18 depend from claims that have been canceled) dated February 16, 2005.

In compliance with 37 CFR § 1.116 we would like to make the following amendment in claims after Final Office Action complying with the requirement of form expressly set forth in a previous Office action. According to the Office Action dated October 18, 2004 "Claims 2 and 6 - 9 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims".

Therefore, we would like to reinstate previously canceled claims 1 and 3 - 9 like new claims 19 - 26 with rewriting the previously canceled claim 2 in independent form of new claim 19 including all of the limitations of the base claim 1 and any intervening claims. No new matter entering.

Best regards,

Edward Lopatinsky

Vice-President

Enclosed:

1. Transmittal Form (Form PTO/SB/21) - 1 pg.;
2. Claim listing - 1 pgs;
3. Statement under 37 CFR 3.73(b) (Form PTO/SB/96) - 1 pg.
4. Copy of Assignment - 1pg.;